

Notice of Allowability

Application No.

10/717,064

Examiner

Kamran Afshar, 571-272-7796

Applicant(s)

MATSUMOTO, TATSUKI

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 04/09/2007.
2. ☒ The allowed claim(s) is/are 2-4, 6-8, 10, 12 and 14-16.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


GEORGE ENG
SUPERVISORY PATENT EXAMINER

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 04/09/2007 has been entered.

Allowable Subject Matter

2. In view of amended claims and applicant response filed on 04/09/2007 and the reasons as set forth in the previous action mailed on 03/21/2007, 12/08/2006, Claims 2-4,6-8,10,12 and 14-16 are allowed.

With respect to claim 2, the prior art of record fails to disclose singly or in combination or render obvious that means for restricting execution of a service that incurs payment, except for a telephone call service, based on information indicative of a master-slave relation recorded in the recording medium; wherein the restriction means executes restriction according to one of a permission and a restriction from a second terminal device having a second recording medium that records information indicative of the master-slave relation when the information recorded in the second recording medium of the second terminal device indicates the second terminal device is a master, and when the information recorded in the recording medium of the portable telephone terminal device indicates the portable telephone terminal device is a slave.

With respect to claim 6, the prior art of record fails to disclose singly or in combination or render obvious that deciding whether the information recorded in the recording medium indicates a master or a slave, and restricting execution of a service that incurs payment except for a telephone call service, based on the decision, wherein the restricting step is performed according to one of a permission and a

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restriction from a second terminal device which has a second recording medium that records information indicative of the master-slave relation when the information recorded in the second recording medium of the second terminal device indicates the second terminal device is a master, and when the information recorded in the recording medium of the portable telephone terminal device indicates the portable telephone terminal device is a slave.

With respect to claim 10, the prior art of record fails to disclose singly or in combination or render obvious that an arrangement for querying file mobile device for an indication of a master-slave status; an arrangement for providing the special fee service if the mobile device is a master device; and an arrangement for receiving an authorization from a second mobile device associated with the mobile device; wherein if the mobile device is a slave device, the special fee service is not provided unless the authorization is received from the second mobile device; and wherein the authorization is from the second mobile device having a second recording medium which has information indicative of the master-slave status and the information indicates that the second mobile device is the master device.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

- a) Pearce (U.S. Pub. No.: 2004/0209650 A1).
- b) Kelkar (U.S. Pub. No.: 2004/0092248 A1).
- c) Zirul (U.S. Pub. No.: 2002/20098874 A1).


Any inquiry concerning this communication or earlier communication from the examiner should be directed to Kamran Afshar whose telephone number is (571) 272-7796. The examiner can be reached on Monday-Friday.

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If attempts to reach the examiner by the telephone are unsuccessful, the examiner's supervisor, **Eng, George** can be reached @ (571) 272-3984. The fax number for the organization where this application or proceeding is assigned is **571-273-8300** for all communications.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Kamran Afshar


GEORGE ENG
SUPERVISORY PATENT EXAMINER